

REMARKS

NON-RESPONSIVE AMENDMENT (2011-05-25) TO ELECTION/RESTRICTIONS

In response to the Office Action dated February 25, 2011, Applicant filed "Reply to Election Requirement Dated February 25, 2011" on May 25, 2011. Through a telephone conversation between Examiner Azpuru and Kathryn Warner, Patent Agent for Applicant, on September 7, 2011, Examiner Azpuru confirmed that the claim amendments of May 25, 2011 were entered at which time original Claims 7-8 and 10-12 were canceled. The present amendments to the claims include adding previously canceled claims back into the application in order to properly make the election/restriction.

CLAIM AMENDMENTS

Claims 1-6, 9, and 13-19 remain in the application.

Claims 20-24 are newly added:

New Claim 20 gains support from original Claim 7 (previously canceled).

New Claim 21 gains support from original Claim 8 (previously canceled).

New Claim 22 gains support from original Claim 10 (previously canceled).

New Claim 23 gains support from original Claim 11 (previously canceled).

New Claim 24 gains support from original Claim 12 (previously canceled).

Claim 19 is presently amended to correct for clerical error (capitalization).

RESTRICTION REQUIREMENT UNDER 35 U.S.C. § 121 AND 372

The Examiner has required in the action dated August 8, 2011 that prosecution of the subject case be restricted to a single species of polymeric carrier, a single species of predrug, and a single species of activator.

In an effort to further prosecution at this time, the Applicants hereby elect:

- (a) polymeric carrier fiber comprises polyethyleneimine fiber (as in original claim 5);
- (b) nitric oxide predrug component comprises a diazeniumdiolate (as in new claim 21);
- and (c) activator is water (as in new claim 24).

IDENTIFICATION OF THE CLAIMS ENCOMPASSING THE ELECTED INVENTION

The Examiner has further required that the claims readable on elected invention or species be clearly identified. In as much as these claims read on an elected species, Applicant asserts that Claims 1-6, 9, 13-22, and 24 are generic. Claim 23 has been withdrawn.

CONCLUSION

Applicants believe that they have fully complied with the request made in the latest office action dated August 8, 2011. No new fees are believed to be due at this time. However, the undersigned attorney hereby authorizes the Commissioner to charge payment of any fees associated with the timely filing of this document to Deposit Account No. 18-0987.

Respectfully submitted,

/Mark L. Weber/

Mark L. Weber, Reg. No. 46,069
Renner, Kenner, Greive, Bobak, Taylor & Weber
Fourth Floor, First National Tower
Akron, Ohio 44308-1456
Telephone: (330) 376-1242

Attorney for Applicants